

Signed: August 06, 2007

**SO ORDERED**



*Paul Mannes*

PAUL MANNES  
U. S. BANKRUPTCY JUDGE

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND  
at Greenbelt**

<b>In Re:</b>  <b>Donna Maria Barnes-Duncan aka Donna Barnes Duncan aka Donna Duncan aka Donna M. Duncan, Debtor.</b>	<b>Case No. 06-11284PM Chapter 13</b>
<b>Donna Maria Duncan, Plaintiff,  v.  John Arness, III, Lane Plotkin, Liebner &amp; Plotkin, P.C. and Estate of Morris Battle,  Defendants.</b>	<b>AP No. 06-01615PM</b>

**ORDER GRANTING, IN PART, MOTIONS FOR SUMMARY JUDGMENT**

Upon consideration of the motion for partial summary judgment of the plaintiff, Donna Marie Duncan, the opposition thereto, and the motion of the four defendants John Arness, III, Lane Plotkin, Liebner & Plotkin, P.C. and Estate of Morris Battle, for summary judgment, the same having come before the court for argument on July 19, 2007, and for the reasons set forth in the Memorandum of Decision filed this day, it is, by the United States Bankruptcy Court for the District of Maryland,

ORDERED that the plaintiff's motion for partial summary judgment is GRANTED, in part, in that the defendants are found to have violated, on at least one occasion, the discharge injunction contained in § 524(a)(2) of the Bankruptcy Code; and it is further

ORDERED that the defendants' motion for summary judgment is GRANTED, in part, insofar as the court finds that the Deed of Trust dated August 22, 1991, recorded in Liber 9932, at Folio 078, among the land records of Montgomery County, Maryland, is a valid and subsisting Deed of Trust, securing, *in rem*, the obligation owed by the plaintiff to the Estate of Morris Battle.

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**End of Order**